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14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

16  
17 PAYWARD INC., a California corporation  
d/b/a KRAKEN,

18 Plaintiff,

19 v.

20 NATHAN PETER RUNYON, an individual,  
21 and Does 1 through 10, inclusive,

22 Defendants.  
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Case No. 3:20-cv-2130

**JOINT STIPULATION AND ORDER OF  
DISMISSAL PURSUANT TO FRCP 41(A)**

*Senior District Judge Maxine M. Chesney*

Trial Date: Not Set

1 Plaintiff Payward Inc., d/b/a Kraken and Defendant Peter Runyon hereby stipulate under  
2 Federal Rule of Civil Procedure 41(a)(1)(ii) that this action be dismissed with prejudice as to all  
3 claims, causes of action, and parties, with each party bearing their own attorney's fees and costs.  
4

5 DATED: January 10, 2022

WITHERS BERGMAN LLP

6  
7 By: /s/ Kimberly A. Pallen

8 Christopher N. LaVigne

9 Kimberly A. Pallen

Attorneys for Plaintiff PAYWARD, INC.

10  
11 DATED: January 10, 2022

LAW OFFICES OF CLAIRE COCHRAN, P.C.

12  
13 By: /s/ Claire Cochran

14 Claire Cochran

Attorneys for Defendant NATHAN RUNYON

15  
16 **ATTESTATION FOR E-FILING**

17 I hereby attest pursuant to Civil L.R. 5-1(h)(3) that I have obtained concurrence in the  
18 filing of this document from the above Signatory prior to filing.  
19  
20

21 DATED: January 10, 2022

22 By: /s/ Kimberly A. Pallen


23 Kimberly A. Pallen  
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**ORDER OF DISMISSAL**

Pursuant to the stipulation of the parties under Federal Rule of Civil Procedure 41(a)(1)(ii),  
IT IS ORDERED THAT:

1. This action be, and hereby is, dismissed with prejudice as to all claims, causes of action, and parties, with each party bearing their own attorney's fees and costs.
2. The Clerk is directed to close the file on the matter.

DATED: January 10, 2022

  
HON. MAXINE M. CHESNEY  
SENIOR DISTRICT JUDGE